

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,
AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 7143 OF 2001

Date: 11.08.2005

BETWEEN:

Sandireddy Nageswara Rao

.... PETITIONER

Vs.

1. Government of A.P., rep. by its Secretary, Forest,
Secretariat Buildings, Hyderabad and others.

.... RESPONDENTS

ORDER:

The petitioner is a contractor engaged in Charcoal business. He purchases uprooted stumps from A.P. Forest Development Corporation, and converts into charcoal. During the year 2000-2001, the petitioner purchased uprooted stumps of 11200 cmt., from forest corporation, and approached the authorities for permission to convert the wood into charcoal, in vain. Therefore, the petitioner filed W.P.No.1401 of 2000 seeking an order to the respondents to grant permission. This Court passed interim orders directing the Divisional Forest Officer, Palvancha, fourth respondent herein, to pass appropriate orders on the application made by the petitioner. It is now complained that the fourth respondent did not grant any permission, and instead of that sought clarification with regard to Memo No.8035/Forest-1998 dated 6.2.1999. The petitioner contends that the said Memo has no application, as the same was issued by the Government when pattedars of Koppurai village sought permission to fell tree growth existing in their assigned lands. In the said Memo the Government while directing the District Collector to consider for granting permission, also observed that the felled trees cannot be converted into charcoal.

When the case is called, the learned counsel for the petitioner is absent and there is no representation. Heard learned Government Pleader for Forest

Department.

A reading of the Memo dated 6.2.1999 issued by the Government would show that the same does not in any manner deal with the conversion of uprooted stumps into charcoal. Therefore, the grievance of the petitioner is justified. If the petitioner's request for permission to convert the uprooted stumps into charcoal, in the auction conducted by the A.P. Forest Development Corporation, is not already considered, the fourth respondent shall consider and pass appropriate orders immediately within a period of four weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No costs.

V.V.S. RAO, J.

11th August, 2005

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